

**Petition For Revival Of An Application For Patent Abandoned  
Unintentionally Under 37 CFR 1.137(b) (Large Entity)**

Docket No.  
42534-8200

In Re Application Of: Yutaka Toya et al.

MAY 03 2005

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/642,967	08/18/2003	Ismael Izaguirre	21611	3765	4164

Invention: SEWING MACHINE NEEDLE

Attention: Office of Petitions  
**Mail Stop Petition**  
**COMMISSIONER FOR PATENTS**  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. ☐ A proposed reply to the above-identified notice or action:

☐ is enclosed. ☐ was filed on \_\_\_\_\_

The proposed reply is in the form of: \_\_\_\_\_

2. ☒ The issue fee: and Replacement Sheet Drawing (8/8) Fig. 13A & 13B

☒ is enclosed. ☐ was paid on 05/05/2005 MAHMED1 00000093 192814 10642967  
01 FC:1453 1500.00 DA

3. ☒ The abandoned application was a:

☐ design application. ☒ utility application. ☐ plant application.

4. ☐ A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

5. ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

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**Calculation and Payment of Fees**

Enclosed are the following fees:

- |   |                             |
|---|-----------------------------|
| 6. <input checked="" type="checkbox"/> Petition fee under 37 CFR 1.17(m) in the amount of:          | <u>\$1,500.00</u>           |
| 7. <input type="checkbox"/> Fee for amendment in the amount of:                                     | <u>                    </u> |
| 8. <input type="checkbox"/> Fee for extension of time to respond to Office Action in the amount of: | <u>                    </u> |
| 9. <input checked="" type="checkbox"/> Issue fee in the amount of:                                  | <u>\$1,400.00</u>           |
| 10. <input type="checkbox"/> Continuing application filing fee in the amount of:                    | <u>                    </u> |
| 11. <input type="checkbox"/> Terminal disclaimer fee in the amount of:                              | <u>                    </u> |
| 12. <input checked="" type="checkbox"/> Publication Fee   | <u>\$300.00</u>             |

Total fees enclosed: \$2,900.00

The fee of \$2,900 is to be paid as follows:

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 19-2814
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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10/642,967

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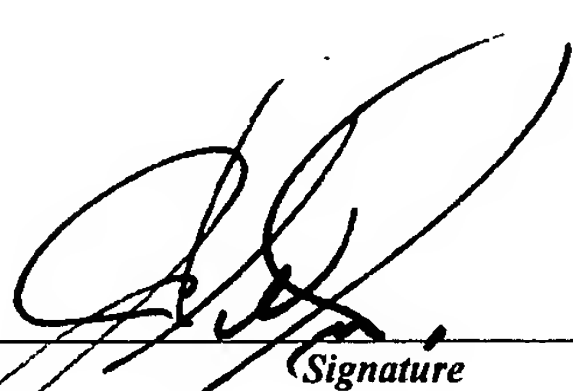
Confirmation No.  
4164

Invention: SEWING MACHINE NEEDLE

**Statement**

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Dated: May 3, 2005

  
\_\_\_\_\_  
*Signature*  
Joseph W. Price  
Reg. No 25,124  
SNELL & WILMER LLP  
1920 Main Street, Suite 1200  
Irvine, CA 92614  
Tel: 949-253-4920

I certify that this correspondence is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, Express Mail Label No. EV 456684770 US in an envelope addressed to the Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on May 3, 2005.

cc:

  
*Signature of Person Mailing Correspondence*

Marc Fregoso

*Typed or Printed Name of Person Mailing Correspondence*

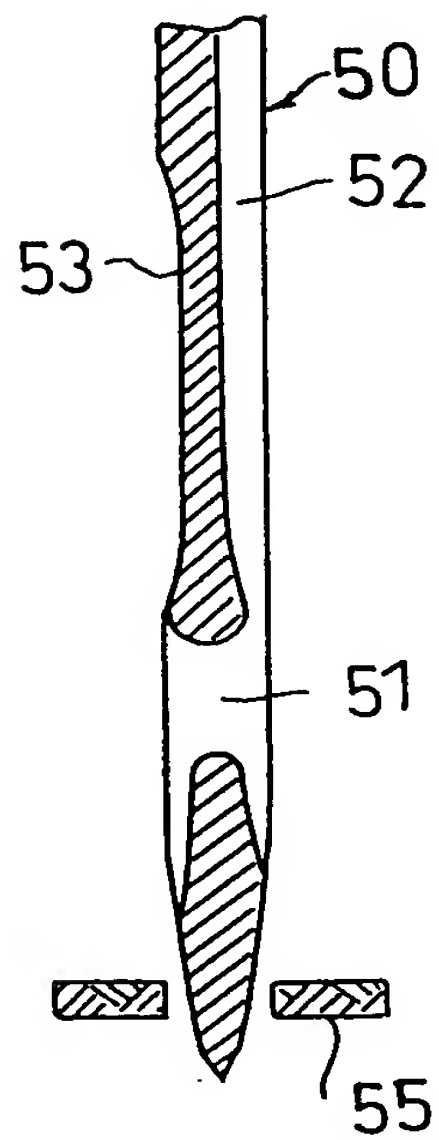
REPLACEMENT SHEET

10/642,967, filed 08/18/2003  
Yutaka Toya et al.



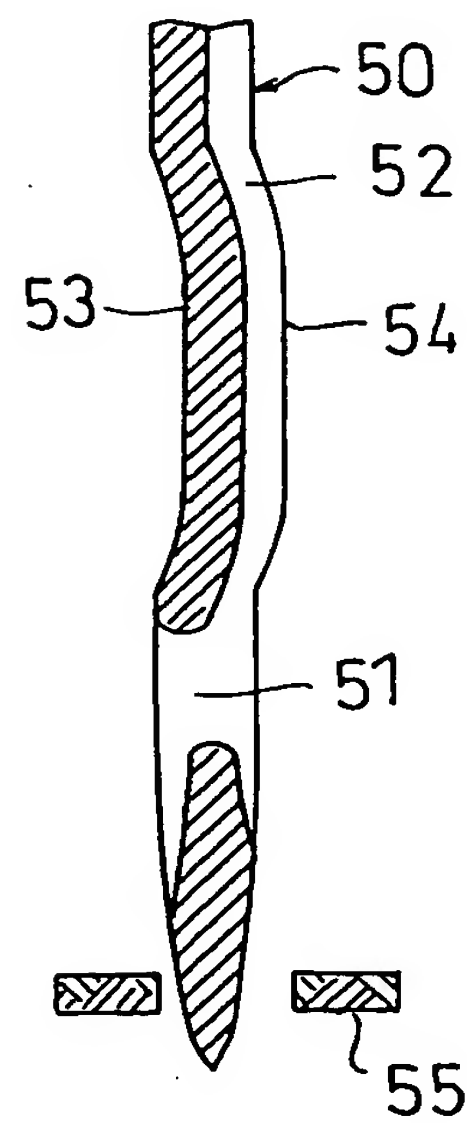
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**FIG. 13A**



PRIOR ART

**FIG. 13B**



PRIOR ART